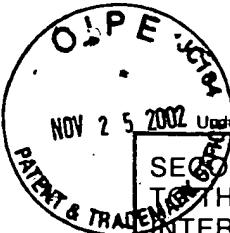


NOV 25 2002

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SECOND NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND
INTERFERENCESDocket Number (Optional)
94-0302.02

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, Washington D.C. 20231" on 11/20/02

Signature Susan Jerome

Typed or printed Name Susan Jerome

In re Application of

Thakur et al.

Application Number

09/654,093

Filed

August 31, 2000

For

A METHOD TO AVOID THRESHOLD VOLTAGE SHIFT IN THICKER DIELECTRIC FILMS

Group Art Unit
2815Examiner
P. Brock II

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) (previous fee applied per MPEP §1208.02) \$ 0.

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-3092 (Order No. 94-0302.02). I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor.
- assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

- attorney or agent of record.

- attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____

Charles Brantley

Signature

Charles Brantley

Typed or printed name

11/19/02

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 1 forms are submitted.

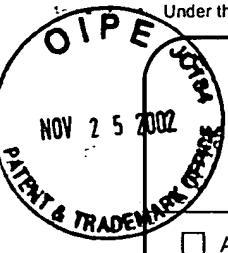
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Appeal
McAllister
(2/9/02)

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AP/2805



FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)0

Complete if Known	
Application Number	09/654,093
Filing Date	August 31, 2000
First Named Inventor	Thakur et al.
Examiner Name	P. Brock II
Group / Art Unit	2815
Attorney Docket No.	94-0302.02

RECEIVED
NOV 26 2000
MAIL ROOM

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Other None
 Order
 Deposit Account:Deposit
Account
Number

13-3092, Order No. 94-0302.02

Deposit
Account
Name

Micron Technology, Inc.

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1001	2001	740	370
1002	2002	330	165
1003	2003	510	255
1004	2004	740	370
1005	2005	160	80
SUBTOTAL (1)		(\$) 0	

2. EXTRA CLAIM FEES

Total Claims	13	-20 **	=	0	X	18	=	0
Independent Claims	4	-4 **	=	0	X	84	=	0
Multiple Dependent					X		=	0

Large Entity	Small Entity	Fee Description	
Fee Code	Fee Code	Fee (\$)	
1202	2202	18	
1201	2201	84	
1203	2203	280	
1204	2204	84	
1205	2205	18	
SUBTOTAL (2)		(\$) 0	

** or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

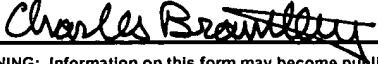
Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,280	2453	640	Petition to revive – unintentional	
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	740	2810	370	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) <u>Second Notice of Appeal and Second Appeal Brief</u>		0			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)0

SUBMITTED BY					
Complete if applicable					
Name (Print/Type)	Charles Brantley	Registration No. Attorney/Agent)	38,086	Telephone	208-368-4557
Signature				Date	11/19/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JENAH application of: Thakur et al.

§
§ Group Art Unit: 2815

Serial No.: 09/654,093

§ Examiner: P. Brock II

Filed: August 31, 2000

§ Examiner: P. Brock II

For: A METHOD TO AVOID THRESHOLD VOLTAGE SHIFT IN THICKER DIELECTRIC FILMS

§ Examiner: P. Brock II

TRANSMITTAL OF SECOND NOTICE OF APPEAL AND SECOND APPEAL BRIEF

NOV 26 2007
REF B
TC 2800 MAIL ROOM

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Commissioner for Patents
Washington, D.C. 20231

Certificate of Mailing (37 C.F.R. § 1.8)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below:

Dear Sir:

Dat

Signature

Enclosed herewith is a Second Notice of Appeal and Applicants' Second Appeal Brief, submitted in triplicate. Per MPEP §1208.02, Applicants request that the fee paid on 5/1/02 for the original Notice of Appeal and the fee paid on 7/9/02 for the original Appeal Brief be applied to the documents filed herewith. Accordingly, Applicants understand that no fee is due at this time. The Commissioner is authorized to charge any required fee to Micron Technology, Inc. Deposit Account No. 13-3092, Order No. 94-0302.02. This transmittal is being submitted in duplicate.

Respectfully submitted,

Charles Brantley

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8000 S. Federal Way
Mail Stop 525
Boise, ID 83716-9632
(208) 368-4557
Attorney for Applicants